THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.14651 of 2007

Dated:10.07.2007

Between:

Battu John Charles, S/o.B.Jesudasu, and others.

…Petitioners

and

The District Collector, Guntur, Guntur District, and others.

…Respondents

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ORDER:

All the petitioners claim to be the owners of small extents of house sites in survey No.134 situated at Mangalagiri Village and Mandal, Guntur District, having purchased the same under registered sale deeds from different persons. According to them, the respondents without giving any notice orally asked them to vacate the lands alleging that it is assigned land. Therefore, they filed instant writ petition seeking a writ of Mandamus declaring the action of the respondents in trying to dispossess them as illegal and arbitrary and for a consequential direction not to interfere with their possession.

After getting instructions, the learned Assistant Government Pleader for Revenue (General-A) submits that the petitioners are not in possession of the lands. Therefore, this Court is of considered opinion that unless and until proper enquiry is conducted in the matter, after giving notice to the petitioners, if the petitioners are still in possession of the property, their possession cannot be disturbed.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

10.07.2007
vs